



U.S. Department of Justice

United States Attorney  
Southern District of New York

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86 Chambers Street  
New York, New York 10007

June 6, 2025

**By ECF**

The Honorable Denise L. Cote  
United States District Judge  
United States Courthouse  
500 Pearl St.  
New York, NY 10007

Re: *Am. Fed'n of Gov't Emps., AFL-CIO, et al. v. U.S. Office of Personnel Mgmt., et al.*, No. 25 Civ. 1237 (DLC)

Dear Judge Cote:

This Office represents the Defendants in the above-referenced case. We write to bring to the Court's attention an additional relevant supplemental authority. On June 6, 2025, the Supreme Court in *Social Security Admin. v. Am. Fed'n of State, Cnty. & Mun. Emps., AFL-CIO*, No. 24A1063, 2025 WL 1602349 (June 6, 2025), granted the government's request for a stay pending appeal of a preliminary injunction which enjoined the Social Security Administration ("SSA") from granting DOGE affiliates access to various SSA records, subject to certain exceptions. After applying the four factors when considering whether to grant a stay, the Supreme Court concluded that "under the present circumstances, SSA may proceed to afford members of the SSA DOGE Team access to the agency records in question in order for those members to do their work." *Id.* at \*1.

We thank the Court for its consideration of this submission.

Respectfully submitted,

JAY CLAYTON  
United States Attorney for the  
Southern District of New York

By: /s/ David Farber  
JEFFREY OESTERICH  
DAVID E. FARBER  
Assistant United States Attorneys  
86 Chambers Street, Third Floor  
New York, New York 10007  
Tel.: (212) 637-2695/2772

cc: Plaintiffs' counsel (by ECF)